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Filing date: **09/13/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91194954
Party	Plaintiff Evolv Health, LLC
Correspondence Address	CHARLES G. ZUG NELSON MULLINS RILEY & SCARBOROUGH LLP 1320 MAIN STREET, 17TH FLOOR COLUMBIA, SC 29201 UNITED STATES ip@nelsonmullins.com,geordie.zug@nelsonmullins.com,john.mcelwaine@nelso nmullins.com
Submission	Withdrawal of Opposition
Filer's Name	John C. McElwaine
Filer's e-mail	ip@nelsonmullins.com
Signature	/John C. McElwaine/
Date	09/13/2010
Attachments	nod.pdf (3 pages)(45016 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Evolv Health, LLC)	
	Opposer,) Opposition No.: 91194954
)	
v.)	Application No. 77/813,512
)	
Absopure Water Company)	Mark: EV20 – WATER HAS EVOLVED
)	
	Applicant.) Publication Date: Jan. 19, 2010
)	
)	

WITHDRAWAL OF NOTICE OF OPPOSITION

Pursuant to 37 C.F.R. § 2.106(c), Opposer Evolv Health, LLC. (“Opposer”) hereby withdraws its notice of opposition to Applicant Absopure Water Company's (“Applicant”) U.S. Trademark Application Serial No. 77/813,512 in the above-identified opposition proceeding with prejudice.

[SIGNATURE ON NEXT PAGE]

NELSON MULLINS RILEY & SCARBOROUGH, L.L.P.

Dated: September 13, 2010

By:



Charles G. Zug
1320 Main Street, 17th Floor
Columbia, SC 29201
Tel: (803) 799-2000
Fax (803) 255-9831
E-mail: ip@nelsonmullins.com

John C. McElwaine
Liberty Center, Suite 600
151 Meeting Street
Charleston, SC 29401
Tel. (843) 853-5200
Fax (803) 255-9831
E-mail: ip@nelsonmullins.com

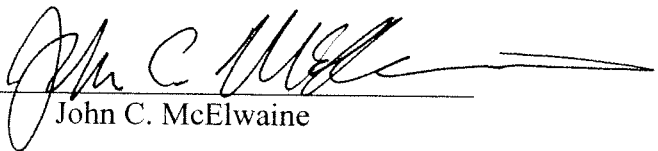
Attorneys for Opposer, Evolv Health, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Notice of Withdrawal of Opposition has been served on Absopure Water Company, by causing a copy to be deposited with the U.S. Postal Service on the date indicated below, via First Class Mail, postage prepaid, to the current attorney of record for Applicant as listed in the Trademark Applications and Registrations Retrieval (TARR) system for Application No. 77/813,512, whose current correspondence address is listed as:

JOHN P. GUENTHER
DYKEMA GOSSETT PLLC
39577 WOODWARD AVE STE 300
BLOOMFIELD HILLS, MI 48304-5086

Dated: 9/13, 2010



John C. McElwaine